

PROCLAMATION OF DISASTER EMERGENCY

WHEREAS, because of the late harvest and high demand for petroleum products throughout the Midwest, the people of the State of Iowa are faced with extremely low supplies of propane; and

portions of the state; and WHEREAS, adequate supplies of propane are necessary to continue to process and dry harvested crops and to provide residential heating to our citizens, particularly those in rural

WHEREAS, the effects of this propane shortage are being felt throughout the State of

suspending certain regulatory provisions statewide relating to the hours of service drivers delivering propane; and WHEREAS, on October 31, 2019, a Proclamation of Disaster Emergency was issued for crews and

needed to address and mitigate the impacts of this shortage; and WHEREAS, the aforementioned Proclamation of Disaster Emergency continues to be

transported throughout the State of Iowa, thereby reducing the damaging effects of this shortage; commercial motor vehicles transporting propane in our state will increase the amount of propane WHEREAS, the limited suspension of certain hours of service regulations for drivers of

issuance of a Proclamation of a State of Disaster Emergency pursuant to Iowa Code § 29C.6 (1). State of Iowa and its agricultural industry and accordingly provide legal justification for the WHEREAS, these conditions threaten the peace, health, and safety of the citizens of the

by the power and authority vested in me by the Iowa Constitution Art. IV, §§ 1, 8 and Iowa Code EMERGENCY to be extended for the entire state of Iowa and do hereby ORDER and DIRECT 29C.6 (1), and all other applicable laws, do hereby proclaim a STATE OF DISASTER NOW, THEREFORE, I, KIMBERLY K. REYNOLDS, Governor of the State of Iowa,

duration of this disaster, subject to these conditions: 321.449 pertaining to hours of service for crews and drivers delivering propane during the SECTION ONE. I temporarily suspend the regulatory provisions of Iowa Code §

- A Nothing contained in this Proclamation shall be construed as an exemption from the Federal Regulations not specifically identified in this proclamation. responsibility requirements of 49 CFR Part 387, or any other portion of the Code of the commercial drivers' license requirements under 49 CFR Part 383, the financial controlled substances and alcohol use and testing requirements under 49 CFR Part 382,
- B. No motor carrier operating under the terms of this proclamation shall require or allow a the driver is required to return to service. or she needs immediate rest shall be given at least ten consecutive hours off duty before fatigued or ill driver to operate a motor vehicle. A driver who informs a carrier that he

- 0 Upon the request of a driver, a commercial motor carrier operating under this proclamation must give a driver at least thirty-four (34) consecutive hours off when the driver has been on duty for more than seventy (70) hours during any eight consecutive
- D. Motor carriers that have an out-of-service order in effect may not take advantage of the relief from regulations that this declaration provides under title 49 CFR § 390.23.
- H duty shall be permitted to start his or her on-duty status hours and 60/70 hour clock at emergency effort, a driver that has had at least thirty-four (34) consecutive hours off been relieved of all duty and responsibility to provide direct assistance to the Upon the expiration of the effective date of this Proclamation, or when a driver has

Iowa Code § 29C.6 (6).

at 11:59 p.m., unless sooner terminated or extended in writing by me. Iowa Code § 29C.6(1). December 1, 2019, shall continue for fourteen (14) days, and shall expire on December 14, 2019, SECTION TWO. This state of disaster emergency shall be effective at 12:01 a.m. on

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IN TESTIMONY WHEREOF, I HAVE
HEREUNTO SUBSCRIBED MY NAME AND
CAUSED THE GREAT SEAL OF THE STATE
OF IOWA TO BE AFFIXED AT DES MOINES,
IOWA THIS TWENTY-SIXTH DAY OF
NOVEMBER IN THE YEAR OF OUR LORD
TWO THOUSAND NINETEEN.

KIMBERLY K. REYNOLDS GOVERNOR

ATTEST:

PAUL D. PATE SECRETARY OF STATE